

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK-----X  
ELYSE McCANTS,

Plaintiff,

v.

NYPD POLICE OFFICER JAMES  
ZOZZARO, Shield #28340, and NYPD  
POLICE OFFICER JERONNIE  
GLANVILLE, Shield #7529Defendants.  
-----XFILED  
IN CLERK'S OFFICE  
US DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

JAN 19 2015

BROOKLYN, NY

11 CV 3511 (SJ) (LB)

**VERDICT SHEET****I. FOURTH AMENDMENT – Unlawful Entry Claim**

1. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that Defendant Officer Jeronnie Glanville unlawfully entered her home?

Yes \_\_\_\_\_

No X

2. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that Defendant Officer James Zozzaro unlawfully entered her home?

Yes X

No \_\_\_\_\_

If you answered "No" to Question (1) and you answered "No" to Question (2), then skip to Question (6). You may only answer Questions (3) through (5) if you answered "Yes" to Question (1) or you answered "Yes" to Question (2).

3. Has Plaintiff Elyse McCants proved by a preponderance of evidence that she actually suffered compensatory damages as a result of the unlawful entry?

Yes X

No \_\_\_\_\_

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If you answered "Yes" to Question (3), state the amount the Plaintiff has proven you award to compensate her: \$1000 and proceed to Question (5).

4. What amount of nominal damages, not exceeding one dollar, do you award to the Plaintiff Elyse McCants? 0. Proceed to Question (5).

5. Should punitive damages be awarded to plaintiff, Elyse McCants?

Yes \_\_\_\_\_

No X

If you answered "Yes," state the amount of punitive damages you award: \_\_\_\_\_.

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## II. FOURTH AMENDMENT – Unlawful Detention Claim

6. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that Defendant Officer Jeronnie Glanville unlawfully seized Plaintiff McCants?

Yes \_\_\_\_\_

No X

7. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that Defendant Officer James Zozzaro unlawfully seized Plaintiff McCants?

Yes \_\_\_\_\_

No X

**If you answered "No" to Question (6) and you answered "No" to Question (7), then skip to Question (11). You may only answer Questions (8) through (10) if you answered "Yes" to Question (6) or you answered "Yes" to Question (7).**

8. Has Plaintiff Elyse McCants proved by a preponderance of evidence that she actually suffered compensatory damages as a result of her unlawful detention?

Yes \_\_\_\_\_

No \_\_\_\_\_

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If you answered "Yes" to Question (8), state the amount you award to compensate her: \_\_\_\_\_ and proceed to Question (10).

9. What amount of nominal damages, not exceeding one dollar, do you award to the plaintiff, Elyse McCants? \_\_\_\_\_. Proceed to Question (10).

10. Should punitive damages be awarded to Plaintiff Elyse McCants?

Yes \_\_\_\_\_ No \_\_\_\_\_

If you answered "Yes," to Question (10), state the amount of punitive damages you award: \_\_\_\_\_.

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### III. NEW YORK STATE ASSAULT

11. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that Defendant Officer Jeronnie Glanville assaulted her?

Yes \_\_\_\_\_ No X

12. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that Defendant James Zozzaro assaulted her?

Yes X No \_\_\_\_\_

**If you answered "No" to Question (11) and you answered "No" to Question (12), then skip Question (13). You may only answer Question (13) if you answered "Yes" to Question (11) or you answered "Yes" to Question (12).**

13. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that she actually suffered compensatory damages as a result of an assault?

Yes X No \_\_\_\_\_

If you answered "Yes" to Question (11) or "Yes" to Question (12), state the amount you award to compensate her: \$10,000.

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#### IV. NEW YORK STATE BATTERY

14. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that Defendant Officer Jeronnie Glanville committed a battery against her?

Yes \_\_\_\_\_

No X

15. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that Defendant Officer James Zozzaro committed a battery against her?

Yes \_\_\_\_\_

No X

If you answered "No" to Question (14) and you answered "No" to Question (15), then skip Question (16). You may only answer Question (16) if you answered "Yes" to Question (14) or you answered "Yes" to Question (15).

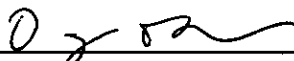
16. Has Plaintiff Elyse McCants proved by a preponderance of the evidence that she actually suffered compensatory damages as a result of a battery?

Yes \_\_\_\_\_

No \_\_\_\_\_

If you answered "Yes" to Question (14) or "Yes" to Question (15), state the amount you award to compensate her: \_\_\_\_\_.

#### SIGN AND DATE YOUR VERDICT

  
Foreperson

Date: January 9, 2015